

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: Chair Mark Noland, on January 27, 2017 at 8:30 A.M., in Room 172
Capitol

ROLL CALL

Members Present:

Rep. Mark Noland, Chair (R)
Rep. Amanda Curtis, Vice Chair (D)
Rep. Vince Ricci, Vice Chair (R)
Rep. Fred Anderson (R)
Rep. Willis Curdy (D)
Rep. Ross H. Fitzgerald (R)
Rep. Moffie Funk (D)
Rep. Bruce Grubbs (R)
Rep. Steve Gunderson (R)
Rep. Denley M. Loge (R)
Rep. Andrea Olsen (D)
Rep. Gordon Pierson Jr (D)
Rep. Adam Rosendale (R)
Rep. Casey Schreiner (D)
Rep. Sharon Stewart-Peregoy (D)
Rep. Jeremy Trebas (R)
Rep. Sue Vinton (R)

Members Excused: Rep. Jonathan Windy Boy (D)
Rep. Daniel Zolnikov (R)

Members Absent: None

Staff Present: Karen Armstrong, Committee Secretary
Pat Murdo, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 229, 1/24/2017
Executive Action: HB 233; SB 13; SB 56

HEARING ON HB 229

Opening Statement by Sponsor:

00:02:02 Rep. Andrea Olsen (D), HD 100, opened the hearing on HB 229, Allowing worker to choose treating physician in workers' compensation cases.

[EXHIBIT\(buh20a01\)](#)

Proponents' Testimony:

00:07:04 Bruce Hoiland, Self

[EXHIBIT\(buh20a02\)](#)

00:12:35 Bradley Jones, Bowman Law Associates

00:23:19 Jim Winter, Self

[EXHIBIT\(buh20a03\)](#)

00:26:26 Rob Smith, Self

00:32:32 Jean Branscum, Montana Medical Association (MMA)

00:34:47 Michele Reinhart Levine, Fair Claim Attorneys

[EXHIBIT\(buh20a04\)](#)

00:46:48 Rep. Pierson

00:47:11 Chair Noland

00:47:20 Rep. Pierson

00:47:26 Chair Noland

00:47:36 Rep. Schreiner

00:48:36 Chair Noland

00:48:41 Don Judge, Montana Trial Lawyers Association (MTLA)

[EXHIBIT\(buh20a05\)](#)

[EXHIBIT\(buh20a06\)](#)

[EXHIBIT\(buh20a07\)](#)

[EXHIBIT\(buh20a08\)](#)

[EXHIBIT\(buh20a09\)](#)

00:57:30 Chris Cavasos, Montana AFL-CIO

00:58:25 Stacey Anderson, Montana Primary Care Association

00:58:42 Jessie Luther, Montana Chiropractors Association

00:59:22 John Forkan, Montana State Association of Plumbers and Pipefitters

01:00:16 Jack Morris, Self

01:03:02 Richard Martin, Fair Claim Attorneys

01:03:22 J. D. Lynch, Montana State Building Trades; International Brotherhood of Electrical Workers #44; Teamsters Local Union #2

Opponents' Testimony:

01:04:03 Kevin Braun, Montana State Fund (MSF)

01:11:57 Larry Jones, Montana Self Insurers' Association (MSIA)

01:17:49 Eric Bryson, Montana Association of Counties (MACo)

01:19:54 Bridger Mahlum, Montana Chamber of Commerce (MCC)

01:24:21 Spook Stang, Motor Carriers of Montana

01:27:14 Riley Johnson, National Federation of Independent Business (NFIB)

Informational Testimony:

01:31:16 Eric Strauss, Department of Labor and Industry (DLI)

Questions from Committee Members and Responses:

01:31:48 Rep. Pierson
01:32:16 Bradley Jones, Bowman Law Associates
01:33:50 Rep. Pierson
01:33:58 Bradley Jones, Bowman Law Associates
01:34:11 Rep. Pierson
01:34:33 Kevin Braun, MSF
01:34:56 Rep. Curtis
01:36:01 Don Judge, MTLA
01:36:33 Rep. Curtis
01:36:53 Bradley Jones, Bowman Law Associates
01:37:50 Rep. Curtis
01:38:09 Bradley Jones, Bowman Law Associates
01:39:14 Rep. Vinton
01:39:47 Jean Branscum, MMA
01:40:08 Rep. Loge
01:40:54 Kevin Braun, MSF
01:41:20 Rep. Trebas
01:41:51 Kevin Braun, MSF
01:43:06 Rep. Ricci
01:43:37 Kevin Braun, MSF
01:44:12 Rep. Ricci
01:44:21 Kevin Braun, MSF
01:46:02 Rep. Schreiner
01:46:12 Michele Reinhart Levine, Fair Claim Attorneys
01:53:50 Rep. Stewart-Peregoy
01:54:30 Don Judge, MTLA
01:59:52 Rep. Curdy
02:00:33 Michele Reinhart Levine, Fair Claim Attorneys
02:02:10 Rep. Gunderson
02:02:53 Rep. Olsen
02:03:27 Rep. Gunderson
02:03:37 Rep. Olsen
02:03:59 Eric Strauss, DLI
02:04:19 Rep. Gunderson
02:04:35 Eric Strauss, DLI
02:04:40 Rep. Gunderson
02:04:57 Rep. Olsen
02:05:05 Kevin Braun, MSF
02:06:02 Rep. Olsen
02:06:19 Rep. Rosendale
02:06:51 Kevin Braun, MSF
02:08:00 Rep. Pierson
02:08:22 Kevin Braun, MSF
02:08:47 Chair Noland
02:09:12 Bradley Jones, Bowman Law Associates
02:10:03 Chair Noland

02:11:54 Kevin Braun, MSF
02:13:12 Rep. Rosendale
02:13:35 Kevin Braun, MSF
02:13:47 Rep. Rosendale
02:13:56 Kevin Braun, MSF
02:15:02 Rep. Rosendale
02:15:15 Bridger Mahlum, MCC
02:16:29 Rep. Schreiner
02:17:00 Bridger Mahlum, MCC
02:17:32 Rep. Schreiner
02:17:55 Rep. Curdy
02:18:39 Kevin Braun, MSF
02:19:04 Rep. Curdy

Closing by Sponsor:

02:19:24 Rep. Olsen

02:26:29 Chair Noland

02:27:05 Recessed
03:02:33 Reconvened with Rep. Zolnikov in attendance.

EXECUTIVE ACTION ON HB 233

03:03:15 **Motion:** Rep. Ricci moved that **HB 233 DO PASS.**

03:03:28 **Motion:** Rep. Ricci moved that **HB 233 BE AMENDED.**
EXHIBIT(buh20a10)

Discussion:

03:04:42 Rep. Olsen
03:05:57 Rep. Schreiner

03:06:24 **Vote:** Motion carried unanimously by voice vote. Rep. Windy Boy voted by proxy.

03:06:51 **Motion/Vote:** Rep. Ricci moved that **HB 233 DO PASS AS AMENDED.** Motion carried unanimously by voice vote. Rep. Windy Boy voted by proxy.

EXECUTIVE ACTION ON SB 13

03:08:01 **Motion/Vote:** Rep. Ricci moved that **SB 13 BE CONCURRED IN.** Motion carried unanimously by voice vote. Rep. Windy Boy voted by proxy. Rep. Anderson will carry the bill.

EXECUTIVE ACTION ON SB 56

03:10:41 **Motion/Vote:** Rep. Ricci moved that **SB 56 BE CONCURRED IN**. Motion carried 16-3 by voice vote with Rep. Noland, Rep. Rosendale and Rep. Zolnikov voting no. Rep. Windy Boy voted by proxy. Rep. Pierson will carry the bill.

ADJOURNMENT

Adjournment: 03:11:35

Karen Armstrong, Secretary

ka

Additional Documents:

EXHIBIT([buh20aad.pdf](#))